

I do not believe that it is unconstitutional for New Jersey to bar telemarketing solicitations by companies with which one has simply done business within the past 18 months as an additional restriction in its law. Alternate routes of expression less invasive of privacy are available to these and for that matter to all other telemarketers. New Jersey's law is in my opinion well within the constitutionally permissible ambit of commercial speech regulation. Given the huge array of available advertising mechanisms, there is no reason why a commercial enterprise's right to free speech should override an unwilling listener's right to freedom FROM such speech in the home, in which citizens otherwise enjoy the highest expectation of privacy.